IN THE HIGH COURT OF JUDICATURE OF BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO. 1848 OF 2004

Krishan Shivcharan Agarwal & ors.... Petitioners

versus

The State of Maharashtra and anr.... Respondents

...

Mr. R.D. Suryawanshi, for the Petitioners.

Mr. K.V. Saste, A.P.P., for the State.

Mr. R.S. Kate, for Respondent No. 2.

...

CORAM : A.M.KHANWILKAR,J.

20th December 2004

P.C.:

. Heard Counsel for the parties. Rule. Rule made returnable forthwith by consent. Mr. Saste, A.P.P., waives notice for Respondent No. 1. Mr. Kate waives notice for Respondent No. 2. As short point is involved, petition taken up for final disposal forthwith by consent.

. Petitioners filed this petition for quashing of criminal action initiated against

them by Respondent No. 2 in the Court of Metropolitan Magistrate, 21st Court, Kurla, Mumbai, for offence under section 498A read with section 34 of the Indian Penal Code. During the pendency of this writ petition, however, the parties have amicably settled the matter out of Court. In view of this subsequent development, in the interest of justice, petition ought to succeed in terms of prayer clause (b). Ordered accordingly.

. Parties to act on the authenticated copy of this order.

(A.M.KHANWILKAR,J.)